

BTXN 117a (rev. 10/02)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

In Re:
McClain Feed Yard, Inc.

Debtor(s)

Rabo AgriFinance LLC

Plaintiff(s)

Case No.: 23-20084-rlj7

Chapter No.: 7

Adversary No.: 23-02005-rlj

vs.

A.J. Jacques Living Trust ; Michael Acey ; Acey
Livestock, LLC ; Arnold Braun Trust ; Stan E. Ayers Jr.
; Bar D Ranch Land & Cattle LLC ; Don Ralph Barrett
; Barrett's Livestock Inc. ; Sonny Barthold ; Bella
Elegance LLC ; Big Seven Capital Partners, LLC ;
Bryan Blackman ; Dora Blackman ; Arnold Braun ;
Robert Braun ; JoAnn & Keith Brooks ; Brooks Farms
; Joel Brookshire ; Eddie Bryant ; Brent Burnett ; Joe
Burnett ; Terry Burnett ; Dennis Buss ; Edwin D. Buss
; Buss Family Trust ; C Heart Ranch, LLC ; Richard
Carraway ; Carraway Cattle, LLC ; Curtis Jones Farms
; DAC83 LLC ; Eric DeJarnatt ; N. Terry Dicks ; Don
Jones Farm, Inc. ; Don Jones Trucking, Inc. ; Edward
Lewis Dufurrena ; Rieta May Dufurrena ; Dufurrena
Cutting Horses ; Robert Ellis ; Michael Evans ;
Douglas Finley ; Tom Frith ; Justin Garwood ;
Garwood Cattle Co. ; Gene Brookshire Family, LP ;
Jim Giordano ; Mike Gourley ; Robert Gray ; Ronnie
Gray ; Gray Brothers Cattle ; Jimmy Greer ; Bradley
Gungoll ; Leah Gungoll ; Gungoll Cattle, LLC ; Keith
Harris ; Jace Harrold ; Hines Cattle Company, LLC ;
Hines Farms, LLC ; Cory Jesko ; Dwight Jesko ;
David Johnson ; Dustin Johnson ; Kinsey Jones ;
Jordan Lesh, LLC ; Larry Keith ; Kingdom Trust ;
LFC Cattle ; Janice Lawhon ; Colette Lesh ; Gary
Lesh ; Jan Lesh ; Jared Lesh ; Lesh Family Trust ;
Charles Lockwood ; Cole Lockwood ; Nikki
Lockwood ; Sherle Lockwood ; Colton Long ; MAP
Enterprises ; Natalie Martus ; James McCuan ;
Morrison Cafe, LLC ; Jean Nix ; Open A Arena LLC ;
Barry Phillips ; Drew Phillips ; Priest Cattle Company,
Ltd. ; Priest Victory Investment LLC ; Christopher
Prince ; Producers Livestock Commission ; David
Rainey ; Rapp Ranch ; Mark J. Reisz ; Ralph Reisz ;
Ridgefield Capital Asset Management ; Kent Ries ;
Riley Livestock, Inc. ; Jim Rininger ; Angie Robinson
; Rick Rodgers ; Wiley Roby Russell Jr. ; Steve Ryan
; Scarlet & Black Cattle, LLC ; Scott Livestock
Company ; Shaw & Shaw Farms Partnership LLC ;
Robert J. Spring ; Jeff Starnes ; Starnes Cattle ; Steve
T Scott Farms, Inc. ; Eddie Stewart ; Rachel Stewart ;
Robert Stewart ; Scott E. Stewart ; Justin Stuever ;
Phillip Sullivan ; Amy Sutton ; Craig Sutton ; TGF
Ranch LLC ; The University of Florida ; Thorlakson
Diamond T Feeders, LP ; John Tidwell ; Mykel
Tidwell ; John Tindal ; Tindal Truck Sales ; Colby
VanBuskirk ; Janet VanBuskirk ; Lyndal VanBuskirk
; Susan VanBuskirk ; WJ Performance Horses, Inc. ;
Cameron Weddington ; Nancy Weddington ; William
Weddington ; Job White ; Wildforest Cattle Company
LLC ,

Defendant(s)

SUMMONS IN AN ADVERSARY PROCEEDING

To the above-named defendant: **John Tidwell**

You are hereby summoned and required to serve upon **Michael R. Johnson**, Plaintiff's attorney (or if Plaintiff is not represented by counsel, upon Plaintiff), whose address is **Ray Quinney & Nebeker P.C.**

36 South State Street, Suite 1400

Salt Lake City, UT 84111, either a motion or an answer to the complaint which is now served upon you. If you elect to respond first by motion, as you may pursuant to Fed. R. Bankr. P. 7012, that governs the time within which your answer must be served. Otherwise, you are required to serve your answer upon Plaintiff's attorney (or upon Plaintiff if Plaintiff is not represented by counsel) within 30 days of the date of issuance of this summons by the clerk (or by the following date prescribed by the court: N/A) except that the United States or an office or agency thereof shall serve an answer to the complaint within 35 days after the date of issuance of the summons.

{If this summons and complaint is served in a foreign country} Service of your answer must be made by the following date prescribed by the court N/A.

The motion or answer served by you must be filed with this court before service or within a reasonable time after service. **IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS SUMMONS, JUDGMENT BY DEFAULT WILL BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**

DATED: 12/1/23

FOR THE COURT:

Robert P. Colwell, Clerk of Court

by: /s/C. Graham, Deputy Clerk



In Re: Rabo AgriFinance LLC v. Acey Livestock, LLC et al
Case No. 23-20084-rjl7 -7
Adv. No. 23-02005-rjl

SUMMONS SERVICE EXECUTED

I, Carrie Hurst of**Ray Quinney & Nebeker certify:

If service was made by personal service, by residence service, or pursuant to state law, I further certify that I am, and all times during service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made;

That on the 7th day of February, 2024 I served a copy of the within summons, together with the Amended complaint and *Order Regarding Adversary Proceeding Trial Setting and Alternative Scheduling Order* filed in this proceeding, along with the attached Cover Letter on **John Tidwell**

a defendant in this proceeding, by *regular, first class mail, postage prepaid at:*

**209 Duffers Lane
Mayfield, KY 42066**

I certify under penalty of perjury that the foregoing is true and correct.

Executed on February 7, 2024

/s/ Carrie Hurst

(Date)

(Signature)

**36 South State Street, Suite 1400, Salt Lake City, UT 84111

State mailing address

RAY QUINNEY & NEBEKER

February 6, 2024

VIA Regular Mail

John Tidwell
209 Duffers Lane
Mayfield, KY 42066

Re: Bankruptcy cases of McClain Feed Yard, Inc.,
McClain Farms, Inc., and 7M Cattle Feeders, Inc.
Adversary Proceeding #23-02005 – Rabo vs. John Tidwell

Dear Mr. Tidwell,

This law firm represents Rabo AgriFinance LLC, a secured creditor of the above-referenced bankruptcy estates pending in the United States Bankruptcy Court, Northern District of Texas. Rabo is also the Plaintiff in Adversary Proceeding # 23-02005 filed in connection with the 3 bankruptcy cases against you and multiple other Dealer Trust Claimants.

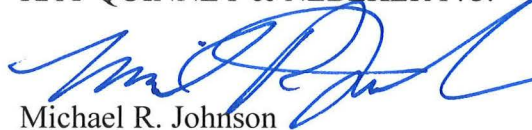
With this letter you are being served by first class mail with a Complaint, Summons and an Order issued from the Bankruptcy Court in Adversary Proceeding # 23-02005. In accordance with the Bankruptcy Court Order we attempted to serve you with the Summons and Complaint on December 5, 2023, through the United States Postal Service by Certified mail. The envelope addressed to you at 209 Duffers Lane, Melber, KY 42066 was returned as unclaimed. The Summons you are being served with indicates that you must answer the complaint with 30 days of the date of issuance of the Summons, but since service was not initially made upon you in a timely manner, this letter is to inform you that you may have **30 days from the day you receive this package** to file an answer.

Please note that as stated in the Summons IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THE SUMMONS, and this letter, JUDGMENT BY DEFAULT WILL BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

If you have any questions, or concerns about this matter and meeting the deadline, please contact me at (801) 323-3363. Your cooperation is appreciated.

Sincerely,

RAY QUINNEY & NEBEKER P.C.



Michael R. Johnson

MRJ/ch
enclosures
1662328

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